

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1688 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?
  4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge? : NO

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VISHNUBHAI G MEHTA

Versus

GUJARAT STATE ROAD TRANSPORT CORPORATION  
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Appearance:

MR JAGDISH MEHTA for Petitioner  
MR HARDIK C RAWAL for Respondent No. 1  
None present for Respondent No. 2  
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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 29/06/2000

ORAL JUDGEMENT

#. Heard the learned counsel for the parties.

#. It is not in dispute that the petitioner has not been

granted ad-interim relief in this matter. The petitioner was given free pass by the Corporation for travelling in the buses and later on this pass was cancelled on the ground that the petitioner is not totally blind and it is only a case of partial blindness.

#. For last ten years, the petitioner is not given this facility and at this stage, now no relief can be granted, more so when the decision given by the Corporation is not final nor in such matters, plea of res-judicata applies. It is always open to the petitioner to apply for free pass again and he can produce all the material in support of his claim.

#. In the result, this special civil application is dismissed. Rule discharged. The petitioner is free to file application for free pass to be given to him, along with all the material evidence in support of his claim and if such application is filed, the respondent No.1 shall decide the same in accordance with law within a period of one month. Where the claim of the petitioner for free pass is not acceptable a reasoned order be passed and the same be sent to the petitioner by registered post A.D. Liberty is granted to the petitioner for revival of this special civil application in case of difficulty.

(sunil)